

1 JACOB SABATINO, individually, and on
behalf of all others similarly situated,
2
3 *Plaintiffs,*
4
5 vs.
6
7 UBER TECHNOLOGIES, INC., a Delaware
corporation; RASIER, LLC, a Delaware
limited liability company; RASIER-CA, LLC,
8 a Delaware limited liability company;
RASIER-DC, LLC, a Delaware limited
liability company; RASIER-PA, LLC, a
Delaware limited liability company; and DOES
9 1 to 25, inclusive,
10
11 *Defendants.*

**STIPULATION AND [PROPOSED]
ORDER GRANTING DEFENDANTS'
MOTION TO STAY PROCEEDINGS
PENDING ARBITRATION AND
VACATING HEARING AND
CONFERENCE DATES**

Action Filed: January 26, 2015

1 Plaintiff Jacob Sabatino (“Plaintiff”) and Defendants Uber Technologies, Inc., Rasier,
 2 LLC, Rasier-CA, LLC, Rasier-DC, LLC, and Rasier-PA, LLC (“Defendants”), by and through
 3 their undersigned counsel, enter into the following stipulation pursuant to Local Rule 7-12 and
 4 subject to the Court’s approval for an order granting Defendants’ Motion to Stay Proceedings
 5 Pending Arbitration and vacating the pending hearing date and case management conference
 6 accordingly. In support of this stipulation, the Parties state as follows:

7 WHEREAS, on January 26, 2015, Plaintiff filed his putative class action complaint against
 8 Defendant (Dkt. No. 1);

9 WHEREAS, on March 23, 2015, Defendants filed their Motion to Stay Proceedings
 10 Pending Arbitration (the “Motion”) on the basis that Plaintiff agreed to arbitrate pursuant to the
 11 Terms and Conditions that Plaintiff assented to as part of the Uber registration process (Dkt. No.
 12 27);

13 WHEREAS, on April 22, 2015 Plaintiff filed a Notice of Non-opposition to the Motion
 14 (Dkt. No. 35);

15 WHEREAS, Plaintiff does not dispute that this matter should be stayed pending
 16 arbitration;

17 WHEREAS, a hearing on the Motion is scheduled for June 11, 2015 (Dkt. No. 34);

18 WHEREAS, a case management conference is scheduled for June 26, 2015 (Dkt. No. 31);

19 WHEREAS, in light of the foregoing, the Parties stipulate and agree that the Court should
 20 grant Defendants’ Motion;

21 NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, IT IS HEREBY
 22 STIPULATED by and between the Parties that, subject to Court approval, Defendants’ Motion to
 23 Stay Proceedings in Favor of Arbitration be granted, and the pending hearing on the Motion and
 24 case management conference be vacated.

25 **IT IS SO STIPULATED.**

1 Dated: May 27, 2015

IRELL & MANELLA LLP

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3 By: /s/ A. Matthew Ashley

4 Andra B. Greene
5 A. Matthew Ashley
Attorneys for Defendants

6 Dated: May 27, 2015

MLG AUTOMOTIVE GROUP, APLC

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8 By: /s/ Kathryn Harvey

9 Kathryn Harvey
10 Attorneys for Plaintiff

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12 **PURSUANT TO STIPULATION, THE COURT ORDERS AS FOLLOWS:**

13 Defendants' Motion to Stay Proceedings Pending Arbitration is granted. The hearing on
14 Defendants' motion and the case management conference are vacated.

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16 Dated: _____

17 Honorable Jon S. Tigar
18 United States District Judge
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ECF ATTESTATION

I, Michael D. Harbour, am the ECF user whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER GRANTING DEFENDANTS' MOTION TO STAY PROCEEDINGS PENDING ARBITRATION AND VACATING HEARING AND CONFERENCE DATES. I hereby attest that I received authorization to insert the signatures indicated by a conformed signature (/s/) within this e-filed document.

By: /s/ Michael D. Harbour

Michael D. Harbour